vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.413 OF 2005
IN
SUIT NO.1227 OF 1997

Bharatiben D. Goragandhi ... Plaintiff

V/s.

Jayesh D. Goragandhi & Ors. ... Defendants

Mr.Madhusoodanan Nair for Plaintiff
Mr.C.D. Patel for Defendant No.1

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **JUNE 15, 2006**

P.C.:

. By this Motion, the Defendant seeks a direction against the Court Receiver who has already been appointed to collect the arrears of rent of the premises namely, 45-47, Kika Street, Mumbai and to use the amount to pay the arrears of taxes to the Mumbai Municipal Corporation. A further direction is sought against the Court Receiver to make payment of dues liable to be paid to D.H. Goragandhi HUF. Certain other reliefs have also been prayed for in the Motion.

2. The Plaintiff has no objection if the Court Receiver is directed to collect rent from the tenants of the aforesaid premises and the amount is utilised to pay the arrears of taxes to the Mumbai Municipal Corporation.

3. Hence, the Notice of Motion is made absolute in terms of prayer clause (a) only except the bracketed portion.